

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Community Services Act is amended by  
5 changing Section 4 as follows:

6 (405 ILCS 30/4) (from Ch. 91 1/2, par. 904)

7 Sec. 4. Financing for Community Services.

8 (a) The Department of Human Services is authorized to  
9 provide financial reimbursement to eligible private service  
10 providers, corporations, local government entities or  
11 voluntary associations for the provision of services to persons  
12 with mental illness, persons with a developmental disability  
13 and alcohol and drug dependent persons living in the community  
14 for the purpose of achieving the goals of this Act.

15 The Department shall utilize the following funding  
16 mechanisms for community services:

17 (1) Purchase of Care Contracts: services purchased on a  
18 predetermined fee per unit of service basis from private  
19 providers or governmental entities. Fee per service rates  
20 are set by an established formula which covers some portion  
21 of personnel, supplies, and other allowable costs, and  
22 which makes some allowance for geographic variations in  
23 costs as well as for additional program components.

1           (2) Grants: sums of money which the Department grants  
2           to private providers or governmental entities pursuant to  
3           the grant recipient's agreement to provide certain  
4           services, as defined by departmental grant guidelines, to  
5           an approximate number of service recipients. Grant levels  
6           are set through consideration of personnel, supply and  
7           other allowable costs, as well as other funds available to  
8           the program.

9           (3) Other Funding Arrangements: funding mechanisms may  
10          be established on a pilot basis in order to examine the  
11          feasibility of alternative financing arrangements for the  
12          provision of community services.

13          The Department shall establish and maintain an equitable  
14          system of payment which allows providers to improve persons  
15          with disabilities' capabilities for independence and reduces  
16          their reliance on State-operated services.

17          (b) The Governor shall create a commission by September 1,  
18          2009 ~~July 1, 2007~~, or as soon thereafter as possible, to review  
19          funding methodologies, identify gaps in funding, identify  
20          revenue, and prioritize use of that revenue for community  
21          developmental disability services, mental health services,  
22          alcohol and substance abuse services, rehabilitation services,  
23          and early intervention services.

24          (c) The first meeting of the commission shall be held  
25          within the first month after the creation and appointment of  
26          the commission, and a final report summarizing the commission's

1 recommendations must be issued within 12 months after the first  
2 meeting, and no later than September 1, 2010 ~~September 1, 2008~~,  
3 to the Governor and the General Assembly.

4 (d) The commission shall have the following 13 voting  
5 members:

6 (A) one member of the House of Representatives,  
7 appointed by the Speaker of the House of Representatives;

8 (B) one member of the House of Representatives,  
9 appointed by the House Minority Leader;

10 (C) one member of the Senate, appointed by the  
11 President of the Senate;

12 (D) one member of the Senate, appointed by the Senate  
13 Minority Leader;

14 (E) one person with a developmental disability, or a  
15 family member or guardian of such a person, appointed by  
16 the Governor;

17 (F) one person with a mental illness, or a family  
18 member or guardian of such a person, appointed by the  
19 Governor;

20 (G) two persons from unions that represent employees of  
21 community providers that serve people with developmental  
22 disabilities, mental illness, and alcohol and substance  
23 abuse disorders, appointed by the Governor; and

24 (H) five persons from statewide associations that  
25 represent community providers that provide residential,  
26 day training, and other developmental disability services,

1 mental health services, alcohol and substance abuse  
2 services, rehabilitation services, or early intervention  
3 services, or any combination of those, appointed by the  
4 Governor.

5 The commission shall also have the following ex-officio,  
6 nonvoting members:

7 (I) the Director of the Governor's Office of Management  
8 and Budget or his or her designee;

9 (J) the Chief Financial Officer of the Department of  
10 Human Services or his or her designee; ~~and~~

11 (K) the Administrator of the Department of Healthcare  
12 and Family Services Division of Finance or his or her  
13 designee; ~~-~~

14 (L) the Director of the Department of Human Services  
15 Division of Developmental Disabilities or his or her  
16 designee;

17 (M) the Director of the Department of Human Services  
18 Division of Mental Health or his or her designee; and

19 (N) the Director of the Department of Human Services  
20 Division of Alcohol and Substance Abuse or his or her  
21 designee.

22 (e) The funding methodologies must reflect economic  
23 factors inherent in providing services and supports, recognize  
24 individual disability needs, and consider geographic  
25 differences, transportation costs, required staffing ratios,  
26 and mandates not currently funded.

1       (f) In accepting Department funds, providers shall  
2 recognize their responsibility to be accountable to the  
3 Department and the State for the delivery of services which are  
4 consistent with the philosophies and goals of this Act and the  
5 rules and regulations promulgated under it.

6       (Source: P.A. 95-682, eff. 10-11-07.)

7       Section 99. Effective date. This Act takes effect upon  
8 becoming law.